

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**May 13, 2004**

DIVISION TWO

B162015      Felix, Jr., a minor, et al.      (Not for Publication)

V.

Los Angeles Metropolitan Transportation Authority, et al.

The judgment is affirmed. Respondents are entitled to costs on appeal.

Ashmann-Gerst, J.

We concur: Boren, P.J.  
Doi Todd, J.

B166590 People (Not for Publication)

V.

Craig B.

The order under review is reversed and the matter remanded for a hearing to determine whether appellant would benefit from education, counseling and rehabilitation.

Boren, P.J.

We concur: Nott, J.  
Ashmann-Gerst, J.

DIVISION THREE

B166930 People (Not for Publication)

V.

Cruz

The judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.  
Kitching, J.

### DIVISION THREE (Continued)

B166635      People                    (Not for Publication)  
v.  
Gerardo A.

The judgment is reversed.

Croskey, J.

We concur: Klein, P.J.  
Aldrich, J.

B164796 People (Not for Publication)  
v.  
Uriel R.

The order continuing wardship is modified by modifying probation condition numbers 15 and 16, to read: "Do not associate with anyone known by you to be disapproved of by Parents (or Probation Officer)" and "Do not have any dangerous or deadly weapon in your possession, nor remain in the presence of any person known by you to be an unlawfully armed person," respectively. As modified, the order continuing wardship is affirmed.

Croskey, Acting P.J.

We concur:   Kitching, J.  
                      Aldrich, J.

B168486      People                                  (Not for Publication)  
v.  
Valadez, et al.

The judgments are affirmed.

Klein, P.J.

We concur:   Croskey, J.  
                      Kitching, J.

### DIVISION THREE (Continued)

B166895 People (Not for Publication)  
v.  
Nicolas H.

The order continuing wardship is modified by modifying probation condition numbers 15 and 21, to read: "You shall not associate with anyone known to you be disapproved by the probation officer or your parents" and "(y)ou shall not use or possess marijuana, narcotics, controlled substances, poisons, related paraphernalia, stay away from places where you know users congregate(,)" respectively. As modified, the order of wardship is affirmed.

Croskey, Acting P.J.

We concur:   Kitching, J.  
                      Aldrich, J.

B164545 People (Not for Publication)  
v.  
Reiber

The judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment reflecting that, as to each of counts four and six, appellant was sentenced to a consecutive term of one year four months, and to forward the amended abstract of judgment to the Department of Corrections.

Croskey, Acting P.J.

We concur:   Kitching, J.  
                      Aldrich, J.

May 13, 2004 (Continued)

DIVISION THREE (Continued)

B170729 Charles Chen (Certified for Publication)

v.

Superior Court, Los Angeles County

(Gill, etc., r.p.i.)

The petition for writ of mandate is granted. Let a writ of mandate issue directing the trial court to vacate its order of September 10, 2003, granting the receiver's motion and to enter a new and different order denying the same. Petitioner shall recover his costs incurred in these writ proceedings.

Croskey, J.

We concur: Klein, P.J.  
Aldrich, J.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Epstein, Acting P.J., Hastings, J., Curry, J. and S. Veverka, Deputy Clerk.

Each of the following:

B161844 People v. Rankins

B165789 People v. Eldridge

B170886 DCFS v. Ra S.

B167104 Katzin v. Phillips

B166671 Rothman v. Lampel

Argument waived, cause submitted.

B167182 Bliss

v.

Hunt, et al.

Merits:

Argued by John A. Belcher for appellant and by Robert K. Sall for respondent Hunt & Crescent. Counsel for respondent Gersh waived oral argument. Cause submitted.

DIVISION FOUR (Continued)

B147598      People  
                 v.  
                 Ortiz, et al.

Merits:  
Argued by Brentford J. Ferreira for appellant and by J. Courtney Shevelson for respondents. Cause submitted.

B140450      People  
                 v.  
                 Perry

Merits:  
Argued by Jerald Lee Brainin for appellant and by Michael Katz for respondent. Cause submitted.

B169211      State Compensation Insurance Fund  
                 v.  
                 Workers Compensation Appeals Board  
                 California Insurance Guarantee Assn., Respondent

Merits:  
Argued by Don E. Clark for petitioner and by Richard Guilford and Sybil R. Zanger for real party in interest. Cause submitted.

B142432      Alexander  
                 v.  
                 Farmers Group Inc., et al.

Merits:  
Argued by Robert A. Olson for appellant and by Michael L. Goldberg for respondents. Cause submitted.

Court recessed.

May 13, 2004 (Continued)

DIVISION FOUR (Continued)

Court reconvened at 1:30 P.M.

Present: Epstein, Acting P.J., Hastings, J., Curry, J. and S. Veverka, Deputy Clerk.

Each of the following:

B167924 People v. Rivera  
B168577 People v. Siquieros  
B168616 DCFS v. Judith D., et al.  
B170688 DCFS v. Yolanda L.

Argument waived, cause submitted.

B163974      Jiagbogu  
                 v.  
                 Mercedes-Benz USA

Merits:

Argued by Ronald F. Frank for appellant and by Rene Korper for respondent. Cause submitted.

B168919      Shyman  
                 v.  
                 Shyman

Merits:

Argued by Leslie Shyman appellant in propria persona. No appearance by respondent. Cause submitted.

B167113      Liqi International Economic Development, Inc.  
                 v.  
                 Yee, et al.

Merits:

Argued by Michael B. Montgomery for appellants and by Alan M. Goldberg for respondent. Cause submitted.

May 13, 2004 (Continued)

DIVISION FOUR (Continued)

B143838      Nelson  
v.  
Fireman's Fund Insurance Company, et al.

Merits:

Argued by Douglas S. Draper and John E. Sweeney for appellant  
and by John V. Hager for respondent Fireman's Fund Ins. Co and  
Larry Nathenson for respondent West American Insurance Co..  
Cause submitted.

B164170      Parmet, et al.  
v.  
Lapin, et al.

Merits:

Argued by Alan Harris for appellants and by Ronald Jason Palmieri for respondents Lapin et al. and Thomas Kearney for respondents Zucker, et al. Cause submitted.

Court adjourned.

B172928      Maria M.      (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(Los Angeles County Dept. of Children and Family Service, r.p.i.)

The order to show cause is discharged and the petition for writ of mandate is denied on the merits. Our decision is immediately final as to this court. (Cal. Rules of Court, rule 24(b)(3).)

Curry, J.

We concur: Epstein, Acting P.J.  
Hastings, J.

DIVISION FIVE

B171210      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Rosa M.  
In re GABRIELLA V., et al.

The order is affirmed.

Turner, P.J.

We concur:   Grignon, J.  
                  Armstrong, J.

B166573      People      (Not for Publication)  
v.  
Caryn Joan Beth Quincey

The judgment is affirmed.

Turner, P.J.

We concur:   Grignon, J.  
                  Armstrong, J.

B173320      In re TIFFANY W., et al.      (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(DCFS, r.p.i.)

The petition for extraordinary relief is denied. This opinion shall become final immediately upon filing. (Cal. Rules of Court, rule 24(b)(3).)

Turner, P.J.

We concur:   Armstrong, J.  
                  Mosk, J.



May 13, 2004 (Continued)

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, P.J., Yegan, J., Perren, J. and G. Bents, Senior Deputy Clerk.

B168111     Miller v. Brooks

Argument waived, cause submitted.

B170949     Marriage  
                 of  
                 Murrieta

Merits:

Argued by Maury Mills for appellant and by Donna De Paola for respondent. Cause submitted.

B167156     Harris  
                 v.  
                 Martines

Merits:

Argued by Roy E. Ogden for appellants and by P. Terence Schubert for respondents. Cause submitted.

B159600     Vaughn  
                 v.  
                 Lalama

Merits:

Argued by Nina E. Scholtz for appellant and by Maryann P. Gallagher for respondent. Cause submitted.

DIVISION SIX (Continued)

B171734     Nicholas  
              v.  
              Santa Ynez Valley Union High School Dist.

Merits:

Argued by James Nicholas, appellant appearing in propria persona  
and by Mary L. Dowell for respondent. Cause submitted.

Court recessed at 10:20 A.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy  
Clerk.

Each of the following:

B165210 People v. Rodriguez  
B166545 People v. Steinke  
B166729 People v. Lopez  
B167415 People v. Santana  
B167770 People v. Ray  
B168917 People v. Begole  
B168961 People v. Quinonez  
B169046 People v. Smith  
B169094 People V. LaFranchi  
B169184 People v. Zichko

Argument waived, cause submitted.

B166950     People  
              v.  
              Adam C.

Merits:

Argued by Nancy Kay Udem for appellant and by Stephanie A.  
Mitchell, Deputy Attorney General, for respondent via video  
conference. Cause submitted.

DIVISION SIX (Continued)

B166025     People  
              v.  
              Thomas

Merits:

Argued by Stephen M. Lathrop for appellant via video conference and by Corey J. Robins, Deputy Attorney General, for respondent via video conference. Cause submitted.

B167205     People  
              v.  
              White

Merits:

Argued by Robert M. Sweet for appellant via video conference and by Robert C. Schneider, Deputy Attorney General, for respondent via video conference. Cause submitted.

B166315     People  
              v.  
              Devine

Merits:

Argued by Alisa A. Shorago for appellant and by William T. Harter, Deputy Attorney General, for respondent via video conference. Cause submitted.

B164029     People  
              v.  
              Hardacre

Merits:

Argued by Susan S. Bauguess for appellant and by Chung L. Mar, Deputy Attorney General, for respondent via video conference. Cause submitted.

DIVISION SIX (Continued)

B165306     People  
              v.  
              Ritchie

Merits:

Argued by Leonard J. Klaif for appellant and by Tita Nguyen,  
Deputy Attorney General, for respondent via video conference.  
Cause submitted.

B162086     People  
              v.  
              Rivera

Merits:

Argued by Geri L. Green via video conference for appellant and by  
Richard S. Moskowitz, Deputy Attorney General, for respondent via  
video conference. Cause submitted.

B168320     People  
              v.  
              Munoz

Merits:

Argued by Monique Shana Hill for appellant and by Marc A. Kohm,  
Deputy Attorney General, for respondent via video conference.  
Cause submitted.

Perren, J. left the bench

B168854     People  
              v.  
              Money

Merits:

Argued by Richard C. Gilman for appellant and by David E. Madeo,  
Deputy Attorney General, for respondent. Cause submitted.

DIVISION SIX (Continued)

B168135     People  
              v.  
              Urrea

Merits:

Argued by Catherine F. Campbell for appellant and by David E. Madeo, Deputy Attorney General, for respondent. Cause submitted.

B150375     People  
              v.  
              Reiner

Merits:

Argued by Wayne C. Tobin for appellant and by Steven E. Mercer, Deputy Attorney General, for respondent. Cause submitted.

Court adjourned at 4:25 P.M.